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5. [ ] LLM) Jim Kronfeld, Staff Counsel, Subcommittee on Foreign Operations and Government Information, House Government Operations Committee, called to obtain a statement of our position on the Freedom of Information Act amendments (H. R. 12471) if enacted in the present form, as discussed with me previously, with legislative history in the conference report recognizing the "born-classified" concept for Intelligence Sources and Methods. Kronfeld explained that he was attending this afternoon's meeting called by Vince Rakestraw of Justice. I told Kronfeld that we appreciate that he completely understood our position: that we would prefer a complete exemption; but, failing that, we would prefer statutory language providing for in camera review with a presumption granted to an affidavit from the Director which could not be overcome unless it was arbitrary and capricious; and finally, if this is impossible, we appreciate the legislative history on Intelligence Sources and Methods which should be helpful in a court case. I told him it was our understanding that the Administration was trying to reach a reasonable compromise; that Justice had been designated as the executive's agent in this respect; and that, of course, we must support the Administration's efforts in this matter, and would not want Kronfeld this afternoon to attempt to pull the rug out from under these efforts by stating that the Agency was happy with the situation. Kronfeld said he would abide with our desires, but that if we showed up at the meeting he would have no other course than to attempt to get a concession from us that the legislation recognizes our problem.

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6. [ ] LLM) Called Dick Haas on the staff of Senator Claiborne Pell (D., R. I.) and tentatively scheduled a session on Diego Garcia between the Director and the Senator for Monday, 19 August, following the briefing of the Special Group, House Appropriations Committee, sometime after 4:30 p.m. Haas understands completely that the session might have to slip until 5:00 or a little after because of the Director's previous commitments on the Hill, but said this fits in with the Senator's schedule and he would let us know if there is any problem. [ ] OCI, will draw together updated material on Diego Garcia for the Director.

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